

Docket No.: 214613US0X

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

ATTORNEYS AT LAW

RE: Application Serial No.: 09/982,240  
Applicants: Peter WERLE, et al.  
Filing Date: October 19, 2001  
For: WATER-SOLUBLE, CHLORHEXIDINE-  
CONTAINING COMPOSITIONS AND USE  
THEREOF  
Group Art Unit: 1751  
Examiner: J. Hardee

SIR:

Attached hereto for filing are the following papers:

**Petition to Withdraw Holding of Abandonment; Copy of Date-stamped Filing Receipt, Credit Card Payment Form and Issue Fee Transmittal filed June 17, 2004**

Our check in the amount of \$0.00 is attached covering any required fees. In the event any variance exists between the amount enclosed and the Patent Office charges for filing the above-noted documents, including any fees required under 37 C.F.R. 1.136 for any necessary Extension of Time to make the filing of the attached documents timely, please charge or credit the difference to our Deposit Account No. 15-0030. Further, if these papers are not considered timely filed, then a petition is hereby made under 37 C.F.R. 1.136 for the necessary extension of time. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.

Norman F. Oblon

Thomas M. Cunningham

Registration No. 45,394

Customer Number

**22850**

(703) 413-3000 (phone)  
(703) 413-2220 (fax)

DOCKET NO: 214613US0X



IN THE UNITED STATES PATENT & TRADEMARK OFFICE

IN RE APPLICATION OF :  
PETER WERLE, ET AL. : EXAMINER: J. HARDEE  
SERIAL NO: 09/982,240 :  
FILED: OCTOBER 19, 2001 : GROUP ART UNIT: 1751  
FOR: WATER-SOLUBLE, :  
CHLORHEXIDINE-CONTAINING :  
COMPOSITIONS AND USE THEREOF :

PETITION TO WITHDRAW HOLDING OF ABANDONMENT

COMMISSIONER FOR PATENTS  
ALEXANDRIA, VIRGINIA 22313

SIR:

The Applicants petition the Director under 37 C.F.R. §1.181 to withdraw the holding of abandonment of this application for failure to timely pay the issue fee.

The issue fee was timely paid on June 17, 2004, as shown by the attached date-stamped filing receipt. The issue fee due date was June 29, 2004.

Duplicate copies of the issue fee transmittal and the credit card form are attached for the convenience of the Office. In the event that the previously-filed forms have been lost, the Office is authorized to enter and use these duplicate copies.

Since the issue fee was timely paid this application is not abandoned.

Accordingly, the Applicants respectfully request that the holding of abandonment be withdrawn.

Application No. 09/982,240  
Petition to Withdraw

The Applicants do not believe that any petition fee is due. However, in the event any variance exists between the required petition fees and this amount, please charge or credit the difference to our Deposit Account No. 15-0030.


Respectfully submitted,

OBLON, SPIVAK, McCLELLAND,  
MAIER & NEUSTADT, P.C.  
Norman F. Oblon

Customer Number

**22850**

Tel: (703) 413-3000  
Fax: (703) 413 -2220  
(OSMMN 06/04)

  
\_\_\_\_\_  
Thomas M. Cunningham  
Registration No. 45,394



OSMM&N File No. 214613US0X

Serial No. 09/982,240

In the matter of the Application of: Peter WERLE, et al.

For: WATER-SOLUBLE, CHLORHEXIDINE-CONTAINING COMPOSITIONS  
AND USE THEREOF

Dept.: IP-II

By: NFO/btm

Due Date: 6/29/04

The following has been received in the U.S. Patent Office on the date stamped hereon:

☒ Credit Card Form for \$1,630.00 ☒ Dep. Acct. Order Form  
(Issue Fee \$1330.00 + Pub. Fee \$300.00)

☐ Issue Fee Transmittal



## PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: MailMail Stop ISSUE FEE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

or Fax (703) 746-4000

AUG 30 2004

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 4 should be completed where appropriate. All further correspondence including the Patent, advance orders and notification of maintenance fees will be mailed to the current correspondence address as indicated unless corrected below or directed otherwise in Block 1, by (a) specifying a new correspondence address; and/or (b) indicating a separate "FEE ADDRESS" for maintenance fee notifications.

CURRENT CORRESPONDENCE ADDRESS (Note: Legibly mark-up with any corrections or use Block 1)

22850

7590

03/29/2004

Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.

## Certificate of Mailing or Transmission

I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO, on the date indicated below.

CUSTOMER NUMBER  
**22850**

(Depositor's name)

(Signature)

(Date)

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/982,240	10/19/2001	Peter Werle	214613US0X	7625

TITLE OF INVENTION: WATER-SOLUBLE, CHLORHEXIDINE-CONTAINING COMPOSITIONS AND USE THEREOF

APPLN. TYPE	SMALL ENTITY	ISSUE FEE	PUBLICATION FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1330	\$300	\$1630	06/29/2004

EXAMINER	ART UNIT	CLASS-SUBCLASS
HARDEE, JOHN R	1751	510-391000

1. Change of correspondence address or indication of "Fee Address" (37 CFR 1.363).

☐ Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached.☐ "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer Number is required.

2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is listed, no name will be printed.

OBLON, SPIVAK,  
McCLELLAND, MAIER  
& NEUSTADT, P.C.

3. ASSIGNEE NAME AND RESIDENCE DATA TO BE PRINTED ON THE PATENT (print or type)

PLEASE NOTE: Unless an assignee is identified below, no assignee data will appear on the patent. Inclusion of assignee data is only appropriate when an assignment has been previously submitted to the USPTO or is being submitted under separate cover. Completion of this form is NOT a substitute for filing an assignment.

(A) NAME OF ASSIGNEE

DEGUSSA AG

(B) RESIDENCE: (CITY and STATE OR COUNTRY)

Duesseldorf, GERMANY

Please check the appropriate assignee category or categories (will not be printed on the patent); ☐ individual ☒ corporation or other private group entity ☐ government

4a. The following fee(s) are enclosed:

☒ Issue Fee☒ Publication Fee☐ Advance Order - # of Copies 0

4b. Payment of Fee(s):

☐ A check in the amount of the fee(s) is enclosed.☒ Payment by credit card. Form PTO-2038 is attached.☒ The Director is hereby authorized by charge the required fee(s), or credit any overpayment, to Deposit Account Number 15-0030 (enclose an extra copy of this form).

Director for Patents is requested to apply the Issue Fee and Publication Fee (if any) or to re-apply any previously paid issue fee to the application identified above.

(Authorized Signature)

(Date)

NOTE: The Issue Fee and Publication Fee (if required) will not be accepted from anyone other than the applicant; a registered attorney or agent; or the assignee or other party in interest as shown by the records of the United States Patent and Trademark Office.

This collection of information is required by 37 CFR 1.311. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, Alexandria, Virginia 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Alexandria, Virginia 22313-1450.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMIT THIS FORM WITH FEE(S)